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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Scheinberg *et al.*

§ ART UNIT:

FILED: November 24, 2000

§ 1642

SERIAL NO.: 09/721,864

§ EXAMINER:

Davis, M.T.B

FOR: Alpha-Emitting Constructs
and Uses Thereof

§ DOCKET:

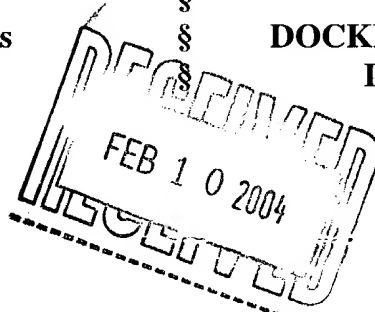
D6126

MS AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450



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**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES AND
PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. 1.136**

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision, dated May 6, 2003, from the Primary Examiner, rejecting claims 1, 3-4 and 7. Please debit the \$165 fee under 37 C.F.R. §1.17(b) or any other fees due from Deposit Acct. 07-1185.

Pursuant to 37 C.F.R. §1.136(a), Applicant hereby petitions that the period for response for the purpose of filing a Notice of Appeal, as governed by the May 6, 2003 mailing date of the Final Office Action, for the above-referenced patent application, be extended three months to and including November 6, 2003. Please debit the \$475 fee under 37 C.F.R. §1.17(a) or any other fees from Deposit Acct. 07-1185.

11/12/2003 SDIRETA1 00000052 071185 09721864

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Respectfully submitted,

Date:

Nov 6, 2003

ADLER & ASSOCIATES

8011 Candle Lane

Houston, Texas 77071

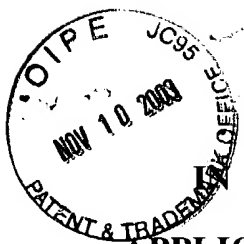
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Counsel for Applicant



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Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

Dear Sir:

I hereby certify under 37 CFR 1.8 that the following correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- 1) Notice of Appeal;
- 2) Petition for Extension of Time and
- 3) Return postcard.

Please return the enclosed postcard acknowledging receipt of this correspondence.

Respectfully submitted,

Date: Nov 6, 2003
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